

DAVID E. BOULTER
EXECUTIVE DIRECTOR
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE
OFFICE OF THE EXECUTIVE DIRECTOR
LEGISLATIVE COUNCIL

January 11, 2010

Kelene Barrows
Administrative Assistant
Board of Corrections
111 State House Station
Augusta, ME 04333-0111
Attn: Kelene Barrows

Re: Submission of provisional rules for legislative review

Dear Ms. Barrows:

This letter is to acknowledge our receipt of the major substantive rules provisionally adopted by the Board of Corrections and related materials filed pursuant to 5 MRSA §8072, sub-§2. They were received on January 7, 2010. The provisional rules are entitled: "Chapter 2: Change of Use, Downsizing or Closure of Correctional Facilities", and are authorized pursuant to 34-A MRSA, §1803, subsection 2. We have reviewed the filing and have concluded it is sufficiently complete for the purposes of beginning the review process.

At the beginning of the 124th Legislature, Second Regular Session, a legislative resolve regarding authorization of these rules will be introduced in the House of Representatives for referral to the appropriate joint standing committee. Once the provisional rules have been referred to the committee of jurisdiction, the committee may ask agency representatives to appear before it to explain certain provisions of the rules or answer questions. In addition, the committee may request additional information from the agency that may assist the committee in its review.

The committee review process will include application of the review criteria of §8072, sub-§4 to the rules. The committee may hold a public hearing and work sessions on the bill as it does with other pending legislation, and your agency will be notified of the committee hearing or meetings as they are scheduled.

Notice of Receipt of Provisional Rules

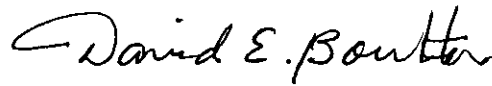
January 11, 2010

Page 2

The resolve regarding the provisional rules will not contain the text of those rules; you should anticipate receiving requests from the public for copies of the rules if the resolve is advertised for public hearing by the committee.

In the meantime, if you have questions, please contact Marion Hylan Barr, Senior Analyst, in the Office of Policy and Legal Analysis. Marion staffs the Joint Standing Committee on Criminal Justice and Public Safety and may be reached at 287-1670.

Sincerely,



David E. Boulter
Executive Director, Legislative Council

DEB/ken

cc: Don Wismer, Rules Coordinator
Secretary of State's Office

Distribution List-Provisional Rules